

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION**

**IN RE:**

**CASE NO. 04-90045-BP-7**

**PUGH, JOHN  
SSN: 000-00-1969  
PUGH, CYNTHIA  
SSN: 000-00-4102  
108 HEATHER ST  
CROCKETT, TX - 75835-2310  
DEBTOR(S)**

§  
§  
§  
§  
§  
§

**CHAPTER 7**

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION AND REPORT OF  
PROPOSED DISTRIBUTION**

Daniel Jacob Goldberg, the Trustee of the estate of the above named Debtor(s), certifies under penalty of perjury, to the Court and United States Trustee that the Trustee has faithfully and properly fulfilled the duties of his office, that the Trustee has examined all proofs of claim as appropriate in preparation for the proposed distribution, and that the proposed distribution attached hereto is proper and consistent with the law and rules of the Court. The Trustee hereby applies for the commissions and expenses set forth herein and states that they are reasonable and proper.

I hereby authorize the Office of the United States Trustee to file by electronic means this Trustee's Final Report, Application for Compensation and Report of Proposed Distribution on my behalf, and I agree and acknowledge that the designation of my signature on this document, once filed, constitutes my valid signature for the purposes of 11 U.S.C. §704(9) and Fed. R. Bankr. Pro. 9011.

Therefore, the Trustee requests that the Final Report, Application for Compensation, and Report of Proposed Distribution be approved.

Date: March 22, 2006

/s:/ DANIEL JACOB GOLDBERG

Daniel Jacob Goldberg, Trustee

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION**

**IN RE:**

**CASE NO. 04-90045-BP-7**

**PUGH, JOHN  
SSN: 000-00-1969  
PUGH, CYNTHIA  
SSN: 000-00-4102  
108 HEATHER ST  
CROCKETT, TX - 75835-2310  
DEBTOR(S)**

§  
§  
§  
§  
§  
§

**CHAPTER 7**

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION AND REPORT OF  
PROPOSED DISTRIBUTION**

Daniel Jacob Goldberg, the Trustee of the estate of the above-named Debtor, hereby certifies under penalty of perjury, to the Court and to the United States Trustee that the Trustee has faithfully and properly fulfilled the duties of his office, that the Trustee has examined all proofs of claim as appropriate in preparation for the proposed distribution, and that the proposed distribution attached herewith is proper and consistent with the law and rules of the Court. The Trustee hereby applies for the commissions and expenses set forth herein and states that they are reasonable and proper.

Wherefore, the Trustee respectfully requests that the Final Report, Application for Compensation, and Report of Proposed Distribution be approved.

Date: March 22, 2006

/s:/ DANIEL JACOB GOLDBERG

Daniel Jacob Goldberg, Trustee

---

**REVIEWED BY THE UNITED STATES TRUSTEE**

I have reviewed the Trustee's Final Report, Application for Compensation, and Report of Proposed Distribution.

United States Trustee

Date: \_\_\_\_\_

By: \_\_\_\_\_

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION**

**IN RE:**

**CASE NO. 04-90045-BP-7**

**PUGH, JOHN  
SSN: 000-00-1969  
PUGH, CYNTHIA  
SSN: 000-00-4102  
108 HEATHER ST  
CROCKETT, TX - 75835-2310  
DEBTOR(S)**

§  
§  
§  
§  
§  
§

**CHAPTER 7**

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION AND APPLICATION  
TO CLOSE CASE AND DISCHARGE TRUSTEE**

The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth herein: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced monies from personal funds for expenses, and that the Trustee has not been reimbursed or indemnified.
2. The Trustee submits Schedule F as a summary of the assets and estate property record. Any property scheduled under 11 U.S.C § 554(c).
3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them and the estate is ready to be closed.
4. The Trustee submits Schedule A as the account of estate case receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this final report.
7. The Trustee has examined each and every claim filed and noted his approval of claims as filed, or he has filed objections to allowance or requests for reclassification.
8. The Trustee further requests that the after final distribution of all monies in accordance with the Trustee's Report of Final Distribution, and upon filing of a Supplemental Final Report and Account and certification by the U.S. Trustee, the Trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Date: March 22, 2006

/s:/ DANIEL JACOB GOLDBERG

Daniel Jacob Goldberg, Trustee

**THE STATE OF TEXAS**

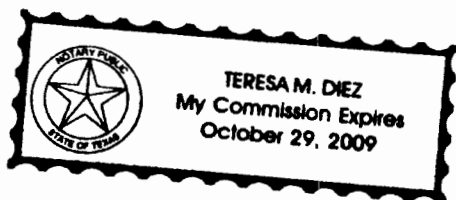
**COUNTY OF HARRIS**

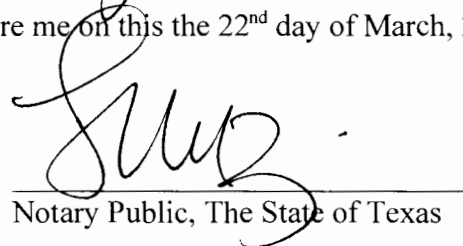
BEFORE ME, the undersigned authority on this date personally appeared Daniel Jacob Goldberg, and under oath stated the following:

"I, Daniel Jacob Goldberg, am the duly appointed Trustee in **JOHN R. PUGH AND CYNTHIA LIVELY PUGH** bankruptcy proceeding. I am hereby making application for the maximum amount of Trustee fees, as it is my opinion that the maximum amount was earned by me in carrying out my duties as Trustee. I held the 341(a) meeting, reviewed additional documents provided at my request, and collected assets. I reviewed claims. I monitored the estate, and had numerous conferences and correspondence with the debtor's attorney. The case was originally closed and I filed a Motion to Reopen it. I had numerous discussions with an accountant to determine if it was necessary to file tax returns in this case. I reviewed a trust document and reviewed correspondence from estate counsel. I reconciled monthly bank statements. Further, I performed all other numerous duties of a Trustee, including, but not limited to, Preparing Trustee's Final Report, will make disbursements and will prepare the Supplemental Final Report.

  
Daniel Jacob Goldberg, Trustee

SWORN TO AND SUBSCRIBED TO before me on this the 22<sup>nd</sup> day of March, 2006.



  
Notary Public, The State of Texas

Case Name: **PUGH, JOHN R AND PUGH, CYNTHIA LIVELY**  
Case Number: **04-90045-BP-7**

Final Report as of: March 22, 2006

**SCHEDULE A-1**

|                      |             |
|----------------------|-------------|
| A. Receipts          | \$27,376.53 |
| B. Disbursements     |             |
| 1. Secured Creditors | \$0.00      |
| 2. Administrative    | \$0.00      |
| 3. Priority          | \$0.00      |
| 4. Other             | \$3,919.85  |
| TOTAL DISBURSEMENTS  | \$3,919.85  |
| BALANCE ON HAND:     | \$23,456.68 |

# **FORM 1** **INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT** **ASSET CASES**

Page No: 1

Case No.: 04-90045-JP-7  
Case Name: PUGH, JOHN R. AND PUGH, CYNTHIA LIVELY  
For the Period Ending: 3/22/2006

Trustee Name: Daniel Jacob Goldberg  
Date Filed (f) or Converted (c): 01/20/2004 (f)  
\$341(a) Meeting Date: 02/20/2004  
Claims Bar Date: 06/07/2005

| 1  | 2   | 3  | 4   | 5  | 6   |
|--|---|--|---|--|---|
| Asset Description<br>(Scheduled and<br>Unscheduled (u) Property)               | Petition/<br>Unscheduled<br>Value   | Estimated Net Value<br>(Value Determined by<br>Trustee,<br>Less Liens, Exemptions,<br>and Other Costs) | Property<br>Abandoned<br>OA=§ 554(a) abandon.<br>DA=§ 554(c) abandon. | Sales/Funds<br>Received by<br>the Estate | Asset Fully Administered (FA)/<br>Gross Value of Remaining Assets |
| Ref. #   |   |  |   |  |   |
| 1  | Cash  | \$30.00  | \$0.00  | \$0.00                                   | FA  |
| 2  | 108 Heather Lane, Crockett, TX, Meadowcrest<br>Addition, Lot 16, Crockett, Houston County,<br>Texas | \$39,620.00  | \$0.00  | \$0.00                                   | FA  |
| 3  | Checking Citizens National Bank, Crockett   | \$900.00   | \$0.00  | \$0.00                                   | FA  |
| 4  | First National Bank, Crockett, Husband's<br>Account   | \$200.00   | \$0.00  | \$0.00                                   | FA  |
| 5  | Savings First State Bank, Grapeland   | \$500.00   | \$0.00  | \$0.00                                   | FA  |
| 6  | Household Goods   | \$1,775.00   | \$0.00  | \$0.00                                   | FA  |
| 7  | Clothing  | \$500.00   | \$0.00  | \$0.00                                   | FA  |
| 8  | Jewelry-Wedding Rings \$200, Costume \$100  | \$300.00   | \$0.00  | \$0.00                                   | FA  |
| 9  | Guns - (2) 22s  | \$200.00   | \$0.00  | \$0.00                                   | FA  |
| 10   | Hobby Equipment: Bats, Gloves   | \$50.00  | \$0.00  | \$0.00                                   | FA  |
| 11   | Husband's 401k w/ Ampacel   | \$35,000.00  | \$0.00  | \$0.00                                   | FA  |
| 12   | AG Edwards Investment   | \$30.15  | \$0.00  | \$0.00                                   | FA  |
| 13   | Inheritance from Teacher Retirement System at<br>death of Cousin                                    | \$10,000.00  | \$0.00  | \$11,760.00                              | FA  |
| 14   | 2002 Chevrolet Tahoe  | \$22,000.00  | \$0.00  | \$0.00                                   | FA  |
| <b>Asset Notes: No Equity</b>  |   |  |   |  |   |
| 15   | 1992 Nissan Pickup  | \$1,500.00   | \$0.00  | \$0.00                                   | FA  |
| 16   | 2001 Chevrolet Pickup S-10  | \$3,500.00   | \$0.00  | \$0.00                                   | FA  |
| <b>Asset Notes: No Equity</b>  |   |  |   |  |   |
| 17   | 5.88 shares of R.A. Heard Trust   | \$11,760.00  | \$7,840.15  | \$15,515.62                              | \$0.00  |
| <b>Asset Notes: Amended Schedules 12/30/04</b><br>\$3,919.85 Exemption Amount. |   |  |   |  |   |
| INT  | Interest Earned   | Unknown  | Unknown   | \$100.91                                 | FA  |

TOTALS (Excluding unknown value)

\$127,865.15

\$7,840.15

\$27,376.53

Gross Value of Remaining Assets  
\$0.00

**FORM 1**  
**INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT**  
**ASSET CASES**

Page No: 2

Case No.: 04-90045-BP-7  
Case Name: PUGH, JOHN R. AND PUGH, CYNTHIA LIVINGLY  
For the Period Ending: 3/22/2006

Trustee Name: Daniel Jacob Goldberg  
Date Filed (f) or Converted (c): 01/20/2004 (f)  
§341(a) Meeting Date: 02/20/2004  
Claims Bar Date: 06/07/2005

| 1  | 2                                 | 3  | 4   | 5  | 6   |
|--|-----------------------------------|--|---|--|---|
| Asset Description<br>(Scheduled and<br>Unscheduled (u) Property) | Petition/<br>Unscheduled<br>Value | Estimated Net Value<br>(Value Determined by<br>Trustee,<br>Less Liens, Exemptions,<br>and Other Costs) | Property<br>Abandoned<br>OA=§ 554(a) abandon.<br>DA=§ 554(c) abandon. | Sales/Funds<br>Received by<br>the Estate | Asset Fully Administered (FA)/<br>Gross Value of Remaining Assets |
|  |                                   |  |   |  |   |

Major activities affecting case closing:

Initial Projected Date Of Final Report (TFR): 12/31/2007

Current Projected Date Of Final Report (TFR): 12/31/2007

# **FORM 2** **CASH RECEIPTS AND DISBURSEMENTS RECORD**

Page No: 1

Case No. 04-90045-BP-7  
Case Name: PUGH, JOHN R. AND PUGH, CYNTHIA LIVELY  
Taxpayer ID #: 76-6202139  
For Period Beginning: 1/20/2004  
For Period Ending: 3/22/2006

Trustee Name: Daniel Jacob Goldberg  
Bank Name: Sterling Bank  
Checking Acct #: 8010490045  
Account Title: Pugh, John & Cynthia  
Blanket bond (per case limit): \$500,000.00  
Separate bond (if applicable):

| 1                | 2               | 3  | 4  |                   | 5           | 6               | 7           |
|------------------|-----------------|--|--|-------------------|-------------|-----------------|-------------|
| Transaction Date | Check or Ref. # | Paid to/<br>Received From                        | Description of Transaction   | Uniform Tran Code | Deposit \$  | Disbursement \$ | Balance     |
| 02/09/2005       |                 | Transfer From Acct#8020490045                    | Debtor's Exempt Portion.   | 9999-000          | \$3,919.85  |                 | \$3,919.85  |
| 02/09/2005       | 1               | Cynthia Lively Pugh                              | Final Payment - Debtor's Exempt Portion of 5.88 shares of R.A. Heard Trust | 8100-002          |             | \$3,919.85      | \$0.00      |
| 03/22/2006       |                 | Transfer From: Pugh, John & Cynthia # 8020490045 | Transfer to Close Account  | 9999-000          | \$23,456.68 |                 | \$23,456.68 |

|                           |             |            |             |
|---------------------------|-------------|------------|-------------|
| TOTAL \$:                 | \$27,376.53 | \$3,919.85 | \$23,456.68 |
| Less: Bank transfers/CDS  | \$27,376.53 | \$0.00     |             |
| Subtotal                  | \$0.00      | \$3,919.85 |             |
| Less: Payments to debtors | \$0.00      | \$3,919.85 |             |
| Net                       | \$0.00      | \$0.00     |             |

For the period of 1/20/2004 to 3/22/2006

For the entire history of the account between 02/09/2005 to 3/22/2006

Total Compensable Receipts: \$0.00  
Total Non-Compensable Receipts: \$0.00  
Total Comp/Non Comp Receipts: \$0.00  
Total Internal/Transfer Receipts: \$27,376.53

Total Compensable Receipts: \$0.00  
Total Non-Compensable Receipts: \$0.00  
Total Comp/Non Comp Receipts: \$0.00  
Total Internal/Transfer Receipts: \$27,376.53

Total Compensable Disbursements: \$0.00  
Total Non-Compensable Disbursements: \$3,919.85  
Total Comp/Non Comp Disbursements: \$3,919.85  
Total Internal/Transfer Disbursements: \$0.00

Total Compensable Disbursements: \$0.00  
Total Non-Compensable Disbursements: \$3,919.85  
Total Comp/Non Comp Disbursements: \$3,919.85  
Total Internal/Transfer Disbursements: \$0.00



## FORM 2

## CASH RECEIPTS AND DISBURSEMENTS RECORD

Page No: 2

Case No: 04-90045-BP-7  
Case Name: PUGH, JOHN R. AND PUGH, CYNTHIA LIVELY  
Taxpayer ID #: 76-6202139  
For Period Beginning: 1/20/2004  
For Period Ending: 3/22/2006

Trustee Name: Daniel Jacob Goldberg  
Bank Name: Sterling Bank  
Money Market Acct #: 8020490045  
Account Title: Pugh, John & Cynthia  
Blanket bond (per case limit): \$300,000.00  
Separate bond (if applicable):

| 1                | 2               | 3  | 4   | 5                 | 6           | 7               |             |
|------------------|-----------------|--|---|-------------------|-------------|-----------------|-------------|
| Transaction Date | Check or Ref. # | Paid to/ Received From                         | Description of Transaction  | Uniform Tran Code | Deposit \$  | Disbursement \$ | Balance     |
| 12/20/2004       | (13)            | Cindy Pugh - R.A. Heard Living Trust           | Inheritance from Teachers Retirement System   | 1129-000          | \$11,760.00 |                 | \$11,760.00 |
| 12/31/2004       | (INT)           | Sterling Bank                                  | Interest Earned For December  | 1270-000          | \$0.58      |                 | \$11,760.58 |
| 01/31/2005       | (INT)           | Sterling Bank                                  | Interest Earned For January   | 1270-000          | \$2.00      |                 | \$11,762.58 |
| 02/09/2005       |                 | Transfer To Acct#8010490045                    | Debtor's Exempt Portion.  | 9999-000          |             | \$3,919.85      | \$7,842.73  |
| 02/28/2005       | (INT)           | Sterling Bank                                  | Interest Earned For February  | 1270-000          | \$2.41      |                 | \$7,845.14  |
| 03/31/2005       | (INT)           | Sterling Bank                                  | Interest Earned For March   | 1270-000          | \$2.33      |                 | \$7,847.47  |
| 04/29/2005       | (INT)           | Sterling Bank                                  | Interest Earned For April   | 1270-000          | \$2.26      |                 | \$7,849.73  |
| 05/05/2005       |                 | Cindy Pugh                                     | CK #149-Cindy D. Pugh and Cary D. Heard, Co-Personal Representatives of the Estate of Royce Ann Heard, Deceased;<br>R.A. Heard Living Trust | *                 | \$15,515.62 |                 | \$23,365.35 |
|                  | {17}            |  | \$3,919.85  | 1129-002          |             |                 | \$23,365.35 |
|                  | {17}            |  | \$11,595.77   | 1129-000          |             |                 | \$23,365.35 |
| 05/31/2005       | (INT)           | Sterling Bank                                  | Interest Earned For May   | 1270-000          | \$5.46      |                 | \$23,370.81 |
| 06/30/2005       | (INT)           | Sterling Bank                                  | Interest Earned For June  | 1270-000          | \$6.72      |                 | \$23,377.53 |
| 07/29/2005       | (INT)           | Sterling Bank                                  | Interest Earned For July  | 1270-000          | \$6.95      |                 | \$23,384.48 |
| 08/31/2005       | (INT)           | Sterling Bank                                  | Interest Earned For August  | 1270-000          | \$8.94      |                 | \$23,393.42 |
| 09/30/2005       | (INT)           | Sterling Bank                                  | Interest Earned For September   | 1270-000          | \$8.65      |                 | \$23,402.07 |
| 10/31/2005       | (INT)           | Sterling Bank                                  | Interest Earned For October   | 1270-000          | \$8.94      |                 | \$23,411.01 |
| 11/30/2005       | (INT)           | Sterling Bank                                  | Interest Earned For November  | 1270-000          | \$8.66      |                 | \$23,419.67 |
| 12/30/2005       | (INT)           | Sterling Bank                                  | Interest Earned For December  | 1270-000          | \$8.95      |                 | \$23,428.62 |
| 01/31/2006       | (INT)           | Sterling Bank                                  | Interest Earned For January   | 1270-000          | \$10.75     |                 | \$23,439.37 |
| 02/28/2006       | (INT)           | Sterling Bank                                  | Interest Earned For February  | 1270-000          | \$9.89      |                 | \$23,449.26 |
| 03/22/2006       | (INT)           | Sterling Bank                                  | Account Closing Interest As Of 3/22/2006  | 1270-000          | \$7.42      |                 | \$23,456.68 |
| 03/22/2006       |                 | Transfer To: Pugh, John & Cynthia # 8010490045 | Transfer to Close Account   | 9999-000          |             | \$23,456.68     | \$0.00      |

SUBTOTALS

\$27,376.53

\$27,376.53

## CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 04-90045-BP-7  
Case Name: PUGH, JOHN R. AND PUGH, CYNTHIA L LVELY  
Taxpayer ID #: 76-6202139  
For Period Beginning: 1/20/2004  
For Period Ending: 3/22/2006

Trustee Name: Daniel Jacob Goldberg  
Bank Name: Sterling Bank  
Money Market Acct #: 8020490045  
Account Title: Pugh, John & Cynthia  
Blanket bond (per case limit): \$300,000.00  
Separate bond (if applicable):

| 1                | 2               | 3                         | 4                          |                   | 5          | 6               | 7       |
|------------------|-----------------|---------------------------|----------------------------|-------------------|------------|-----------------|---------|
| Transaction Date | Check or Ref. # | Paid to/<br>Received From | Description of Transaction | Uniform Tran Code | Deposit \$ | Disbursement \$ | Balance |

|                           |             |             |        |  |  |        |
|---------------------------|-------------|-------------|--------|--|--|--------|
| TOTALS:                   | \$27,376.53 | \$27,376.53 | \$0.00 |  |  | \$0.00 |
| Less: Bank transfers/CDS  | \$0.00      | \$27,376.53 | \$0.00 |  |  | \$0.00 |
| Subtotal                  |             | \$27,376.53 | \$0.00 |  |  | \$0.00 |
| Less: Payments to debtors |             | \$0.00      |        |  |  | \$0.00 |
| Net                       |             | \$27,376.53 |        |  |  | \$0.00 |

For the period of 1/20/2004 to 3/22/2006For the entire history of the account between 12/20/2004 to 3/22/2006

Total Compensable Receipts: \$23,456.68  
Total Non-Compensable Receipts: \$3,919.85  
Total Comp/Non Comp Receipts: \$27,376.53  
Total Internal/Transfer Receipts: \$0.00

Total Compensable Receipts: \$23,456.68  
Total Non-Compensable Receipts: \$3,919.85  
Total Comp/Non Comp Receipts: \$27,376.53  
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$0.00  
Total Non-Compensable Disbursements: \$0.00  
Total Comp/Non Comp Disbursements: \$0.00  
Total Internal/Transfer Disbursements: \$27,376.53

Total Compensable Disbursements: \$0.00  
Total Non-Compensable Disbursements: \$0.00  
Total Comp/Non Comp Disbursements: \$0.00  
Total Internal/Transfer Disbursements: \$27,376.53

**FORM 2**  
**CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No. 04-90045-BP-7  
Case Name: PUGH, JOHN R. AND PUGH, CYNTHIA LIVELY  
Taxpayer ID #: 76-6202139  
For Period Beginning: 1/20/2004  
For Period Ending: 3/22/2006

Trustee Name: Daniel Jacob Goldberg  
Bank Name: Sterling Bank  
Money Market Acct #: 8020490045  
Account Title: Pugh, John & Cynthia  
Blanket bond (per case limit): \$300,000.00  
Separate bond (if applicable):

| 1                | 2               | 3                         | 4                          |                   | 5          | 6               | 7       |
|------------------|-----------------|---------------------------|----------------------------|-------------------|------------|-----------------|---------|
| Transaction Date | Check or Ref. # | Paid to/<br>Received From | Description of Transaction | Uniform Tran Code | Deposit \$ | Disbursement \$ | Balance |

**TOTAL - ALL ACCOUNTS**

| NET DEPOSITS | NET DISBURSEMENTS | ACCOUNT BALANCES |
|--------------|-------------------|------------------|
| \$27,376.53  | \$0.00            | \$23,456.68      |

For the period of 1/20/2004 to 3/22/2006

Total Compensable Receipts: \$23,456.68  
Total Non-Compensable Receipts: \$3,919.85  
Total Comp/Non Comp Receipts: \$27,376.53  
Total Internal/Transfer Receipts: \$27,376.53

For the entire history of the case between 01/20/2004 to 3/22/2006  
Total Compensable Receipts: \$23,456.68  
Total Non-Compensable Receipts: \$3,919.85  
Total Comp/Non Comp Receipts: \$27,376.53  
Total Internal/Transfer Receipts: \$27,376.53

Total Compensable Disbursements: \$0.00  
Total Non-Compensable Disbursements: \$3,919.85  
Total Comp/Non Comp Disbursements: \$3,919.85  
Total Internal/Transfer Disbursements: \$27,376.53

Total Compensable Disbursements: \$0.00  
Total Non-Compensable Disbursements: \$3,919.85  
Total Comp/Non Comp Disbursements: \$3,919.85  
Total Internal/Transfer Disbursements: \$27,376.53

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION**

---

**IN RE:**

John R. Pugh  
112 Willow Bend  
Crockett, TX 75835  
SSN: XXX-XX-1969

**Bankruptcy Case:** 04-90045 bp  
Chapter 7

Cynthia Lively Pugh  
112 Willow Bend  
Crockett, TX 75835  
SSN: XXX-XX-4102

Debtor(s)

---

**BILL OF COURT COSTS**

---

TO: **Daniel Goldberg**  
**2 Riverway, Suite 700**  
**Houston , TX 77056-1918**

Notice is hereby given that court costs (and deferred filing fees, if applicable) are now due pursuant to 28 USC Section 1930, in the above case in the amount of **\$155** (Total Amount)  
These costs are itemized as follows

**NOTICES**

\$0.25 per notice in excess of 50 notices mailed prior to 1/1/87. -- **\$0** (Prior to 1/1/87)

\$0.50 per notice for all notices mailed after to 1/1/87. -- **\$0** (After 1/1/87)

**NOTE:** For Chapter 7 cases filed after 12/1/92, there will be NO NOTICE FEES. (Do Not Bill for \$0.50 per notice)  
**NOTE:** For all other Chapters filed after 1/1/98, there will be NO NOTICE FEES. (Do Not Bill for \$0.50 per notice)

**PROCESSING CLAIMS**

**NOTE:** The fee of \$0.25 for clerical processing of each claim in excess of 10 in.  
cases filed under the Act or Code has been eliminated

**DEFERRED FILING FEES**

|   |                 |
|---|-----------------|
| 0(Deferred Adversaries) Chapter 7 Adversary Proceeding(s) filed @ \$120.00/\$250.00 each. | <b>\$0</b>      |
| Deferred Filing Fee - Motion To Reopen  | <b>\$155.00</b> |

**TOTAL AMOUNT DUE ---- \$155**

Check to be made payable to Clerk, U.S. Bankruptcy Court

Date: **March 23, 2006**

JAMES D. TOKOPH  
Clerk of Court

BY: /s/ Shannon Britten  
Deputy Clerk

**SCHEDULE B**

**APPLICATION FOR COMPENSATION**

Case Name: **PUGH, JOHN R AND PUGH, CYNTHIA LIVELY**

Case Number: **04-90045-BP-7**

COMPUTATION OF COMMISSIONS

|                              |    |               |                            |    |          |
|------------------------------|----|---------------|----------------------------|----|----------|
| Receipts                     | \$ | 15,888.42     | 25.00% of First \$5,000.00 | \$ | 1,250.00 |
| Less                         |    | -\$5,000.00   | (\$1,250.00 Max)           |    |          |
| Balance                      | \$ | 10,888.42     | 10.00% of Next \$45,000.00 | \$ | 1,088.84 |
| Less                         |    | -\$45,000.00  | (\$4,500.00 Max)           |    |          |
| Balance                      | \$ | 0.00          | 5.00% of Next \$950,000.00 | \$ | 0.00     |
| Less                         |    | -\$950,000.00 | (\$47,500.00 Max)          |    |          |
| Balance                      | \$ | 0.00          | 3.00% of Balance           | \$ | 0.00     |
| TOTAL COMPENSATION REQUESTED |    |               |                            | \$ | 2,338.84 |

**TRUSTEE EXPENSES:**

|                        |          |
|------------------------|----------|
| Copies                 | \$47.75  |
| Fax                    | \$1.25   |
| Phone                  | \$1.50   |
| Postage                | \$4.81   |
| CMRRR                  | \$11.60  |
| Teresa Diez, Paralegal | \$305.50 |
| Teresa Diez, Clerical  | \$175.00 |

Total Unreimbursed Expenses: **\$547.41**

---

RECORDS: ☒ Trustee did not take possession of business or personal records of Debtor.  
Notice given Debtor on \_\_\_\_\_ to pick up business or personal records in hands of Trustee.

## **RESUME OF THE PARALEGAL ASSISTANT TO THE TRUSTEE**

### **Teresa M. Diez**

Employed by the Trustee on September 17, 2001 to Present. Having over 9 years experience in Chapter 13 Trustee offices in Houston and Corpus Christi, Texas and bankruptcy law for a creditor law firm in Houston, Texas, and Chapter 7 Trustee office in Houston, Texas.

Her duties performed for the Trustee are as follows: the loading of information into the case management system when files are received. Setting up of files and financial files, filing, and document filing with the court. Preparing of Trustee's Report of No Distribution and various correspondence between Trustee and interested parties. Answer telephone calls regarding routine questions. Assisting with the location, collection and disposition of assets. Assisting in the collection of sale proceeds and accounts receivable. Answering questions from creditors, opening bank accounts, securing Tax Identification numbers, preparing deposits and disbursement checks, posting deposits and disbursements into the computer, reconciling monthly bank statements, verifying receipts against bank statements, organizing files in preparation of creditor meetings. Preparing objections to claims and other legal documents. Mailing notices. Preparing of Semi-Annual reports, Trustee's Final Reports, Requests for Compensation, and Trustee's Supplemental Final Reports. Assisting the Trustee with filing motions on litigation settlements and fee applications for special counsel. Filing of Motions to employ accountants, attorney's, and special counsel.

# TIME AND BILLING EXPENSE REPORT

Page No: 1

Case No.: 04-90045-BP-7

Case Name: PUGH, JOHN R. AND PUGH, CYNTHIA LIVELY

Trustee Name

Daniel Jacob Goldberg

| DATE   | RATE   | QUANTITY | BILLABLE<br>TOTAL | TOTAL          | BILLING STATUS |
|--|--------|----------|-------------------|----------------|----------------|
| <b>Matter Code :</b>                                 |        |          |                   |                |                |
| <b>Project Category :</b>                            |        |          |                   |                |                |
| <b>CMRRR</b>   |        |          |                   |                |                |
| 03/22/2006   | \$5.80 | 2.00     | \$11.60           | \$11.60        | Billable       |
| Description: TFR/TDR Bank Statements                 |        |          |                   |                |                |
| <b>CMRRR Total:</b>                                  |        |          | <b>\$11.60</b>    | <b>\$11.60</b> |                |
| <b>Copies</b>  |        |          |                   |                |                |
| 02/20/2004   | \$0.25 | 5.00     | \$1.25            | \$1.25         | Billable       |
| Description: 341 Reports                             |        |          |                   |                |                |
| 11/29/2004   | \$0.25 | 5.00     | \$1.25            | \$1.25         | Billable       |
| Description: Docket                                  |        |          |                   |                |                |
| 11/30/2004   | \$0.25 | 3.00     | \$0.75            | \$0.75         | Billable       |
| Description: Defer Filing Fee Reopen Case            |        |          |                   |                |                |
| 11/30/2004   | \$0.25 | 6.00     | \$1.50            | \$1.50         | Billable       |
| Description: Reopen Case                             |        |          |                   |                |                |
| 12/14/2004   | \$0.25 | 10.00    | \$2.50            | \$2.50         | Billable       |
| Description: Document Withdrawal-NDR                 |        |          |                   |                |                |
| 12/21/2004   | \$0.25 | 1.00     | \$0.25            | \$0.25         | Billable       |
| Description: Correspondence Steve Zayler             |        |          |                   |                |                |
| 12/22/2004   | \$0.25 | 12.00    | \$3.00            | \$3.00         | Billable       |
| Description: Debtors schedules                       |        |          |                   |                |                |
| 12/22/2004   | \$0.25 | 2.00     | \$0.50            | \$0.50         | Billable       |
| Description: Form 1                                  |        |          |                   |                |                |
| 12/27/2004   | \$0.25 | 1.00     | \$0.25            | \$0.25         | Billable       |
| Description: Correspondence Steve Zayler             |        |          |                   |                |                |
| 12/30/2004   | \$0.25 | 28.00    | \$7.00            | \$7.00         | Billable       |
| Description: Debtors amended schedules               |        |          |                   |                |                |
| 01/19/2005   | \$0.25 | 5.00     | \$1.25            | \$1.25         | Billable       |
| Description: Docket                                  |        |          |                   |                |                |
| 01/19/2005   | \$0.25 | 24.00    | \$6.00            | \$6.00         | Billable       |
| Description: Application to Employ Attorney          |        |          |                   |                |                |
| 01/20/2005   | \$0.25 | 12.00    | \$3.00            | \$3.00         | Billable       |
| Description: Employ DJG                              |        |          |                   |                |                |
| 02/09/2005   | \$0.25 | 2.00     | \$0.50            | \$0.50         | Billable       |
| Description: Form 1                                  |        |          |                   |                |                |
| 03/31/2005   | \$0.25 | 2.00     | \$0.50            | \$0.50         | Billable       |
| Description: Steve Zayler                            |        |          |                   |                |                |
| 04/11/2005   | \$0.25 | 1.00     | \$0.25            | \$0.25         | Billable       |
| Description: Shannon Latham, Steve Zayler's Office   |        |          |                   |                |                |
| 04/29/2005   | \$0.25 | 5.00     | \$1.25            | \$1.25         | Billable       |
| Description: Trustee's Interim Report                |        |          |                   |                |                |
| 09/27/2005   | \$0.25 | 2.00     | \$0.50            | \$0.50         | Billable       |
| Description: Claims Register                         |        |          |                   |                |                |
| 09/28/2005   | \$0.25 | 1.00     | \$0.25            | \$0.25         | Billable       |
| Description: Roger Martin                            |        |          |                   |                |                |
| 11/29/2005   | \$0.25 | 4.00     | \$1.00            | \$1.00         | Billable       |
| Description: Form 2                                  |        |          |                   |                |                |
| 01/10/2006   | \$0.25 | 1.00     | \$0.25            | \$0.25         | Billable       |
| Description: Correspondence Roger Martin             |        |          |                   |                |                |
| 03/20/2006   | \$0.25 | 1.00     | \$0.25            | \$0.25         | Billable       |
| Description: Correspondence Roger Martin, Accountant |        |          |                   |                |                |
| 03/21/2006   | \$0.25 | 1.00     | \$0.25            | \$0.25         | Billable       |
| Description: Correspondence S. Zayler                |        |          |                   |                |                |

# TIME AND BILLING EXPENSE REPORT

Page No: 2

Case No.: 04-90045-BP-7

Case Name: PUGH, JOHN R. AND PUGH, CYNTHIA LIVELY

Trustee Name

Daniel Jacob Goldberg

| DATE                         | RATE   | QUANTITY              | BILLABLE<br>TOTAL | TOTAL          | BILLING STATUS |
|------------------------------|--|-----------------------|-------------------|----------------|----------------|
| 03/22/2006                   | \$0.25   | 57.00                 | \$14.25           | \$14.25        | Billable       |
|                              | Description: Financial File  |                       |                   |                |                |
|                              |  | <b>Copies Total:</b>  | <b>\$47.75</b>    | <b>\$47.75</b> |                |
| <b>Fax</b>                   |  |                       |                   |                |                |
| 09/22/2004                   | \$0.25   | 1.00                  | \$0.25            | \$0.25         | Billable       |
|                              | Description: Steve Zayler  |                       |                   |                |                |
| 09/27/2004                   | \$0.25   | 2.00                  | \$0.50            | \$0.50         | Billable       |
|                              | Description: Steve Zayler  |                       |                   |                |                |
| 12/30/2004                   | \$0.25   | 1.00                  | \$0.25            | \$0.25         | Billable       |
|                              | Description: Steve Zayler  |                       |                   |                |                |
| 02/08/2005                   | \$0.25   | 1.00                  | \$0.25            | \$0.25         | Billable       |
|                              | Description: Steve Zayler  |                       |                   |                |                |
|                              |  | <b>Fax Total:</b>     | <b>\$1.25</b>     | <b>\$1.25</b>  |                |
| <b>Phone</b>                 |  |                       |                   |                |                |
| 01/03/2005                   | \$0.10   | 10.00                 | \$1.00            | \$1.00         | Billable       |
|                              | Description: Steve Zayler  |                       |                   |                |                |
| 09/27/2005                   | \$0.10   | 5.00                  | \$0.50            | \$0.50         | Billable       |
|                              | Description: Shannon w/Zayler  |                       |                   |                |                |
|                              |  | <b>Phone Total:</b>   | <b>\$1.50</b>     | <b>\$1.50</b>  |                |
| <b>Postage</b>               |  |                       |                   |                |                |
| 11/30/2004                   | \$0.37   | 3.00                  | \$1.11            | \$1.11         | Billable       |
|                              | Description: Reopen Case   |                       |                   |                |                |
| 11/30/2004                   | \$0.37   | 1.00                  | \$0.37            | \$0.37         | Billable       |
|                              | Description: Defer Filing Fee Reopen Case  |                       |                   |                |                |
| 12/14/2004                   | \$0.37   | 3.00                  | \$1.11            | \$1.11         | Billable       |
|                              | Description: Document Withdrawal-NDR   |                       |                   |                |                |
| 01/19/2005                   | \$0.37   | 3.00                  | \$1.11            | \$1.11         | Billable       |
|                              | Description: Application to Employ Attorney  |                       |                   |                |                |
| 01/20/2005                   | \$0.37   | 3.00                  | \$1.11            | \$1.11         | Billable       |
|                              | Description: Employ DJG  |                       |                   |                |                |
|                              |  | <b>Postage Total:</b> | <b>\$4.81</b>     | <b>\$4.81</b>  |                |
| <b>Teresa Diez, Clerical</b> |  |                       |                   |                |                |
| 01/22/2004                   | \$25.00  | 0.40                  | \$10.00           | \$10.00        | Billable       |
|                              | Description: Open bankruptcy file and enter case information in bankruptcy system and firm's system. |                       |                   |                |                |
| 02/19/2004                   | \$25.00  | 0.30                  | \$7.50            | \$7.50         | Billable       |
|                              | Description: Organize file and reports for 341 meeting.  |                       |                   |                |                |
| 02/23/2004                   | \$25.00  | 0.30                  | \$7.50            | \$7.50         | Billable       |
|                              | Description: Organize file and report status of 341 meeting with Court.                              |                       |                   |                |                |
| 11/30/2004                   | \$25.00  | 0.20                  | \$5.00            | \$5.00         | Billable       |
|                              | Description: File request for claims bar date with Court.  |                       |                   |                |                |
| 12/11/2004                   | \$25.00  | 0.10                  | \$2.50            | \$2.50         | Billable       |
|                              | Description: Enter claims bar date in bankruptcy system for monitoring.                              |                       |                   |                |                |
| 12/20/2004                   | \$25.00  | 0.40                  | \$10.00           | \$10.00        | Billable       |
|                              | Description: Open financial file; deposit funds into money market account.                           |                       |                   |                |                |
| 12/21/2004                   | \$25.00  | 0.20                  | \$5.00            | \$5.00         | Billable       |
|                              | Description: Correspondence to Steve Zayler on current address of debtors.                           |                       |                   |                |                |
| 12/22/2004                   | \$25.00  | 0.40                  | \$10.00           | \$10.00        | Billable       |
|                              | Description: Enter assets in bankruptcy system.  |                       |                   |                |                |
| 12/30/2004                   | \$25.00  | 0.20                  | \$5.00            | \$5.00         | Billable       |
|                              | Description: Enter Debtor change of address in bankruptcy system for service list.                   |                       |                   |                |                |
| 12/31/2004                   | \$25.00  | 0.20                  | \$5.00            | \$5.00         | Billable       |
|                              | Description: Post interest and reconcile bank account.   |                       |                   |                |                |
| 01/31/2005                   | \$25.00  | 0.20                  | \$5.00            | \$5.00         | Billable       |
|                              | Description: Post interest and reconcile bank account.   |                       |                   |                |                |



# TIME AND BILLING EXPENSE REPORT

Page No 3

Case No.: 04-90045-BP-7

Case Name: PUGH, JOHN R AND PUGH, CYNTHIA LIVELY

Trustee Name

Daniel Jacob Goldberg

| DATE                                | RATE   | QUANTITY | BILLABLE<br>TOTAL | TOTAL           | BILLING STATUS |
|-------------------------------------|--|----------|-------------------|-----------------|----------------|
| 02/09/2005                          | \$25.00  | 0.40     | \$10.00           | \$10.00         | Billable       |
|                                     | Description: Open checking account; write check to Debtor for exempt portion of trust funds.   |          |                   |                 |                |
| 02/28/2005                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Post interest and reconcile bank account.   |          |                   |                 |                |
| 03/31/2005                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Post interest and reconcile bank account.   |          |                   |                 |                |
| 04/29/2005                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Post interest and reconcile bank account.   |          |                   |                 |                |
| 05/05/2005                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Deposit funds into money market account.  |          |                   |                 |                |
| 05/31/2005                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Post interest and reconcile bank account.   |          |                   |                 |                |
| 06/30/2005                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Post interest and reconcile bank account.   |          |                   |                 |                |
| 07/29/2005                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Post interest and reconcile bank account.   |          |                   |                 |                |
| 08/31/2005                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Post interest and reconcile bank account.   |          |                   |                 |                |
| 09/28/2005                          | \$25.00  | 0.30     | \$7.50            | \$7.50          | Billable       |
|                                     | Description: Correspondence with Roger Martin, Accountant, and forwarding Forms 1 and 2 to see if tax returns need to be filed in this case.   |          |                   |                 |                |
| 09/30/2005                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Post interest and reconcile bank account.   |          |                   |                 |                |
| 10/31/2005                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Post interest and reconcile bank account.   |          |                   |                 |                |
| 11/30/2005                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Post interest and reconcile bank account.   |          |                   |                 |                |
| 12/30/2005                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Post interest and reconcile bank account.   |          |                   |                 |                |
| 01/10/2006                          | \$25.00  | 0.30     | \$7.50            | \$7.50          | Billable       |
|                                     | Description: Correspondence to Roger Martin, Accountant, forwarding copies of Form 1 and Form 2 on case for his review and for him to advise trustee if tax returns are necessary.                   |          |                   |                 |                |
| 01/31/2006                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Post interest and reconcile bank account.   |          |                   |                 |                |
| 02/28/2006                          | \$25.00  | 0.20     | \$5.00            | \$5.00          | Billable       |
|                                     | Description: Post interest and reconcile bank account.   |          |                   |                 |                |
| 03/22/2006                          | \$25.00  | 0.30     | \$7.50            | \$7.50          | Billable       |
|                                     | Description: Close money market account; transfer funds into checking account for TFR preparation.   |          |                   |                 |                |
| <b>Teresa Diez, Clerical Total:</b> |  |          | <b>\$175.00</b>   | <b>\$175.00</b> |                |
| <b>Teresa Diez, Paralegal</b>       |  |          |                   |                 |                |
| 11/30/2004                          | \$65.00  | 0.40     | \$26.00           | \$26.00         | Billable       |
|                                     | Description: Draft Motion to Reopen case; file document with Court; make copies for file and mail to all parties on service list.  |          |                   |                 |                |
| 11/30/2004                          | \$65.00  | 0.40     | \$26.00           | \$26.00         | Billable       |
|                                     | Description: Draft Motion to Defer Filing Fee as to Motion to Reopen Case; file document with Court; make copies for records and mail to all parties on service list.                                |          |                   |                 |                |
| 12/14/2004                          | \$65.00  | 0.30     | \$19.50           | \$19.50         | Billable       |
|                                     | Description: Draft document withdrawal on Trustee's No Distribution Report; file document with Court; make copies for records and mail to all parties on service list.                               |          |                   |                 |                |
| 01/19/2005                          | \$65.00  | 0.80     | \$52.00           | \$52.00         | Billable       |
|                                     | Description: Draft Application to Employ Attorney; Affidavit; and Order thereon; notarize affidavit; file document with Court; make copies for file records and mail to all parties on service list. |          |                   |                 |                |

**TIME AND BILLING  
EXPENSE REPORT**

Page No: 4

Case No.: 04-90045-BP-7

Case Name: PUGH, JOHN R. AND PUGH, CYNTHIA LIVELY

Trustee Name

Daniel Jacob Goldberg

| DATE   | RATE    | QUANTITY | BILLABLE<br>TOTAL | TOTAL    | BILLING STATUS |
|--|---------|----------|-------------------|----------|----------------|
| 04/29/2005   | \$65.00 | 0.30     | \$19.50           | \$19.50  | Billable       |
| Description: Draft Trustee's Interim Report and file document with Court.            |         |          |                   |          |                |
| 03/22/2006   | \$65.00 | 2.50     | \$162.50          | \$162.50 | Billable       |
| Description: TFR/TDR preparation and writing and mailing checks and closing account. |         |          |                   |          |                |
| Teresa Diez, Paralegal Total:  |         |          | \$305.50          | \$305.50 |                |
| Project Category Total:  |         |          | \$547.41          | \$547.41 |                |
| Matter Code Total:   |         |          | \$547.41          | \$547.41 |                |
| EXPENSE SUMMARY:   |         |          | \$547.41          |          |                |

# **SCHEDULE C** **EXPENSES OF ADMINISTRATION**

Case Name: **PUGH, JOHN R AND PUGH, CYNTHIA LIVELY**

Case Number: **04-90045-BP-7**

| Description  | Amount Claimed    | Amount Allowed    | Previously Paid | Due               |
|--|-------------------|-------------------|-----------------|-------------------|
| <b>1. 11 U.S.C. § 507(a)(1)</b><br><b>Court Costs and Fees</b>   |                   |                   |                 |                   |
| Clerk of the Court Costs (includes adversary and other filing fees)                                      | \$155.00          | \$155.00          | \$0.00          | \$155.00          |
| <b>2. 11 U.S.C. § 503(b)(1)(A)</b><br><b>Preservation of estate (Trustee operated Debtor's business)</b> |                   |                   |                 |                   |
| <b>3. 11 U.S.C. § 503(b)(1)(B),(C)</b><br><b>Post Petition taxes and related penalties</b>               |                   |                   |                 |                   |
| <b>4. 11 U.S.C. § 503(b)(2)</b><br><b>Compensation and Reimbursement</b>                                 |                   |                   |                 |                   |
| Trustee Compensation   | \$2,338.84        | \$2,338.84        | \$0.00          | \$2,338.84        |
| Trustee Expenses   | \$547.41          | \$547.41          | \$0.00          | \$547.41          |
| <b>5. U.S. Trustee Fees</b>  |                   |                   |                 |                   |
| <b>6. Other (list)</b>   |                   |                   |                 |                   |
| <b>Totals</b>  | <b>\$3,041.25</b> | <b>\$3,041.25</b> | <b>\$0.00</b>   | <b>\$3,041.25</b> |

Priority Claims are listed in Schedule E \_\_\_\_\_  
 There are no Priority Claims   X

**SCHEDULE D**  
**SECURED CLAIMS**

Case Name: **PUGH, JOHN R AND PUGH, CYNTHIA LIVELY**  
Case Number: **04-90045-BP-7**

| Claim No. | Claimant<br>Name | Amount<br>Claimed | Amount<br>Allowed | Amount<br>Disallowed | Previously<br>Paid | Due |
|-----------|------------------|-------------------|-------------------|----------------------|--------------------|-----|
|-----------|------------------|-------------------|-------------------|----------------------|--------------------|-----|

---

\* = Includes Interest in amount Due

**SCHEDULE E**

**PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES**  
**IN THE FOLLOWING ORDER OF PRIORITY**

Case Name: **PUGH, JOHN R AND PUGH, CYNTHIA LIVELY**  
Case Number: **04-90045-BP-7**

| Priority Description | Claimant Name | Amount Claimed | Amount Allowed | Amount Paid | Due |
|----------------------|---------------|----------------|----------------|-------------|-----|
| None                 |               |                |                |             |     |

\*\*\*\*\*

Unsecured Total:   \* \$12,847.17

\_\_\_\_\_  
\* = Includes Interest in amount Due

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION**

**IN RE:**

**CASE NO. 04-90045-BP-7**

**PUGH, JOHN  
SSN: 000-00-1969  
PUGH, CYNTHIA  
SSN: 000-00-4102  
108 HEATHER ST  
CROCKETT, TX - 75835-2310  
DEBTOR(S)**

§  
§  
§  
§  
§  
§

**CHAPTER 7**

**TRUSTEE'S REPORT OF PROPOSED FINAL DISTRIBUTION**

The undersigned Trustee of the bankruptcy estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distribution.

1. Court has entered Orders which have become final, and which dispose of all objections to proofs of claim, all objections to the Trustee's Final Report, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.

2. The Trustee proposes the following final distribution of the funds of the bankruptcy estate, and will make the distribution unless written objection thereto is filed with the Court and served upon the Trustee and upon The States Trustee.

|   |             |             |
|---|-------------|-------------|
| 1. Balance on Hand  |             | \$23,456.68 |
| 2. Administrative Expenses to Be Paid<br>Includes Trustee Fee & Expense | \$3,041.25  |             |
| 3. Secured Claims To Be Paid  | \$0.00      |             |
| 4. Priority Claims To Be Paid   | \$0.00      |             |
| 5. Unsecured Claims To Be Paid  | \$12,847.17 |             |
| 6. Other Distributions To Be Paid                                       | \$7,568.26  |             |
| 7. Total Distributions To Be Made<br>(Sum of Lines 2 through 6)         |             | \$23,456.68 |
| 8. Zero Balance After All Distributions<br>(Line 1 less Line 7)         |             | \$0.00      |

/s:/ DANIEL JACOB GOLDBERG

\*See attached schedule of payees and amounts

Daniel Jacob Goldberg, Trustee

### **COMPUTING TRUSTEE'S COMMISSION WHEN A SURPLUS IS RETURNED TO DEBTOR**

In calculating the trustee's maximum compensation for those cases in which surplus is returned to the debtor, the amount of the surplus must be excluded from the base figure to which the allowable percentage rate is applied. Refer to 11 U.S.C. §326(a) which specifically excludes monies turned over to the debtor from being used as an element in the calculation of the maximum amount of compensation to which a trustee is entitled.

X= Trustee's Compensation (maximum possible)

Y= Costs of Administration (less trustee's maximum compensation) + amount paid or payable to creditors and others (except the debtor) (Includes trustee's expenses)

= **\$13,549.58**

S= Surplus to be returned to debtor

$$\begin{array}{l} \text{When Y is over \$3,750.00} \\ \text{but not more than \$44,250.00 :} \end{array} \quad X = \frac{1250 + 0.10 (Y - 5,000)}{0.90}$$
$$= \mathbf{\$2,338.84}$$

Once the maximum amount of the trustee's compensation has been calculated, add this to the expenses of administration and other disbursements. Subtract this amount from the total estate monies available to determine the surplus to be returned to the debtor.

$$\begin{array}{l} S = \text{Total monies} - (X + Y) \\ = \$23,456.68 - (\$2,338.84 + \$13,549.58) \\ = \mathbf{\$7,568.26} \end{array}$$

# PROPOSED CLAIM DISTRIBUTION REPORT

Trustee Name: Daniel Jacob Goldberg  
Case Number: 04-90045-BP-7  
Case Name: PUGH, JOHN R. AND PUGH, CYNTHIA LIVELY  
Claims Bar Date: 06/07/2005

Distribution Date: 03/23/2006  
Distribution Amt: \$23,456.68  
Tax ID: 76-6202139  
Date: 3/23/2006

| Claim No  | Creditor Name:  | Claim Class   | Transaction Code | Proposed Distribution |              |          |                |             |
|---|---|---|------------------|-----------------------|--------------|----------|----------------|-------------|
|   |   |   |                  | Amount                | Paid to Date | Interest | Proposed Paymt | Balance     |
| Beginning Balance   |   |   |                  |                       |              |          |                | \$23,456.68 |
|   | DANIEL JACOB GOLDBERG<br>Chapter 7 Trustee<br>2 Riverway, Suite 700<br>Houston TX 77056-1912                    | 507(a) 1 -- 503(b)<br>ADMINISTRATIVE -- TRUSTEE<br>COMPENSATION | 2100-000         | \$2338.84             | \$0.00       | \$0.00   | \$2,338.84     | \$21,117.84 |
| Percent Paid: 100.00%   |   | Notes:<br>Description: Final                                    |                  |                       |              |          |                |             |
| Sub-Totals: 507(a) 1 -- 503(b) ADMINISTRATIVE -- TRUSTEE COMPENSATION |   |   |                  | \$2,338.84            | \$0.00       | \$0.00   | \$2,338.84     |             |
|   | CLERK, U.S. BANKRUPTCY COURT<br>300 Willow, Suite 100<br>Beaumont TX 77701                                      | 507(A) 1 -- Court Cost  | 2700-000         | \$155.00              | \$0.00       | \$0.00   | \$155.00       | \$20,962.84 |
| Percent Paid: 100.00%   |   | Notes:<br>Description: Final                                    |                  |                       |              |          |                |             |
| Sub-Totals: 507(A) 1 -- Court Cost                                    |   |   |                  | \$155.00              | \$0.00       | \$0.00   | \$155.00       |             |
|   | DANIEL JACOB GOLDBERG<br>Chapter 7 Trustee<br>2 Riverway, Suite 700<br>Houston TX 77056-1912                    | 507(a) 1 -- 503(b)<br>ADMINISTRATIVE -- TRUSTEE EXPENSES        | 2200-000         | \$547.41              | \$0.00       | \$0.00   | \$547.41       | \$20,415.43 |
| Percent Paid: 100.00%   |   | Notes:<br>Description: Final                                    |                  |                       |              |          |                |             |
| Sub-Totals: 507(a) 1 -- 503(b) ADMINISTRATIVE -- TRUSTEE EXPENSES     |   |   |                  | \$547.41              | \$0.00       | \$0.00   | \$547.41       |             |
| 1   | CITIBANK (SOUTH DAKOTA) N.A.<br>Assoc. Shell Payment Center<br>4300 Westown Pkwy.<br>West Des Moines IA 50266   | UNSECURED   | 7100-000         | \$329.33              | \$0.00       | \$9.32   | \$338.65       | \$20,076.78 |
| Percent Paid: 100.00%   |   | Notes:<br>Description: Final                                    |                  |                       |              |          |                |             |
| 2   | NORTH TEXAS HIGHER EDUCATION AUTHORITY<br>c/o Nelnet<br>3015 South Parker Rd., Ste. 400<br>Aurora CO 80014-2904 | UNSECURED   | 7100-000         | \$12164.19            | \$0.00       | \$344.33 | \$12,508.52    | \$7,568.26  |
| Percent Paid: 100.00%   |   | Notes:<br>Description: Final                                    |                  |                       |              |          |                |             |
| Sub-Totals: UNSECURED   |   |   |                  | \$12,493.52           | \$0.00       | \$353.65 | \$12,847.17    |             |
| 3   | JOHN R. PUGH AND CYNTHIA LIVELY PUGH<br>c/o Stephen J. Zayler<br>PO Box 150743<br>Lufkin TX 75915-0743          | Excess Funds  | 8200-002         | \$7568.26             | \$0.00       | \$0.00   | \$7,568.26     | \$0.00      |
| Percent Paid: 100.00%   |   | Notes:<br>Description: Final                                    |                  |                       |              |          |                |             |



# PROPOSED CLAIM DISTRIBUTION REPORT

Trustee Name: Daniel Jacob Goldberg  
Case Number: 04-90045-BP-7  
Case Name: PUGH, JOHN R. AND PUGH, CYNTHIA L. L. V. E. L. Y.  
Claims Bar Date: 06/07/2005

Distribution Date: 03/23/2006  
Distribution Amt: \$23,456.68  
Tax ID: 76-6202139  
Date: 3/23/2006

| Claim No                 | Creditor Name: | Claim Class | Transaction Code | Proposed Distribution |              |          |                |         |
|--------------------------|----------------|-------------|------------------|-----------------------|--------------|----------|----------------|---------|
|                          |                |             |                  | Amount                | Paid to Date | Interest | Proposed Paymt | Balance |
| Sub-Totals: Excess Funds |                |             |                  | \$7,568.26            | \$0.00       | \$0.00   | \$7,568.26     |         |
|                          |                |             | TOTALS:          | \$23103.03            | \$0.00       | \$353.65 | \$23,456.68    |         |

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION**

**IN RE:**

**CASE NO. 04-90045-BP-7**

**PUGH, JOHN  
SSN: 000-00-1969  
PUGH, CYNTHIA  
SSN: 000-00-4102  
108 HEATHER ST  
CROCKETT, TX - 75835-2310  
DEBTOR(S)**

§  
§  
§  
§  
§  
§

**CHAPTER 7**

**ORDER ALLOWING TRUSTEE'S FINAL APPLICATION FOR COMPENSATION AND  
APPROVING TRUSTEE'S FINAL REPORT AND PROPOSED DISTRIBUTION**

ON THIS DAY came on for consideration the Trustee's Final Report filed by Daniel Jacob Goldberg, the duly appointed Chapter Trustee. The Court finds that notice of this hearing has been given as required by the Bankruptcy Rules. Upon due consideration, the Court finds that cause exists which justifies the entry of the following order.

**IT IS THEREFORE ORDERED** that the Chapter 7 Trustee's final application for Compensation in the amount of **\$2,338.84** and for reimbursement of expenses in the amount of **\$547.41 is Granted**.

**IT IS FURTHER ORDERED** that the Trustee's Final Report is approved as submitted by the Chapter 7 Trustee, including approval of the payment of the following fees and charges assessed against the Estate under Chapter 123 of title 28 of the United States Code.

**FEES/CHARGES**

**PROPOSED PAYMENT**

Clerk of the Court Costs (includes adversary and other filing fees)

\$155.00

**IT IS FURTHER ORDERED** that the Chapter 7 Trustee shall make final distribution of the amount set forth in the Trustee's Final Report as approved by this Court and shall file a Supplemental Final Report and Account together with such bank statements as are necessary to document a zero balance in all Estate accounts, following compliance with Section 347(a) of the Bankruptcy Code and Bankruptcy Rule 3011, if applicable.

---

BANKRUPTCY JUDGE